## REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK

TO: Commissioner of Patents and Trademarks Washington, D.C. 20231

In compliance with 35:290 and/or 15 U.S.C. 1116 you are hereby advised that a court action has been filed on the following patent(s)/trademarks in the U.S. District Court:

DOCKET NO. CA 04-1285 **DATE FILED** 09/21/04

U.S. DISTRICT COURT
District of Delaware

PLAINTIFF

Enzon Pharmaceutical

DEFENDANT
Phoenix Pharm. Inc.

PATENT/TRADEMARK NO. DATE OF PATENT/TRADEMARK HOLDER OF PATENT OR TRADEMARK

1 US 6,183,738 B1

2/6/01

Phoenix Pharamacologics In

In the above-entitled case, the following patent(s) have been included:

DATE INCLUDED BY
[ ] Amendment [ ] Answer [ ] Cross Bill [ ] Other Pleading

PATENT/TRADEMARK NO. DATE OF PATENT/TRADEMARK HOLDER OF PATENT OR TRADEMARK

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In the above-entitled case, the following decision has been rendered or judgment issued:

DECISION/JUDGMENT

"SEE Attached"

CLERK
PETER T. DALLEO, CLERK

(BY) DEPUTY CLERK

6/20/06

## IN THE UNITED STATES DISTRICT COURT

## FOR THE DISTRICT OF DELAWARE

ENZON PHARMACEUTICALS, INC.,

Plaintiff.

٧.

Civil Action No.: 04-1285-GMS

STIPULATION OF DISMISSAL

PHOENIX PHARMACOLOGICS, INC.,

Defendant.

This matter having been amicably adjusted by and between plaintiff Enzon Pharmaceuticals, Inc., and defendant Phoenix Pharmacologics, Inc., it is hereby stipulated and agreed that all claims and counterclaims shall be and hereby are DISMISSED WITH PREJUDICE and without costs.

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Attorneys for plaintiff
Enzon Pharmaceuticals, Inc.

Dated: March 23, 2006

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Dated: March 23, 2006